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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE
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10 MATTHEW HODJERA and SYLVIA
11 HODJERA,

12 Plaintiffs,

13 v.

14 BASF CATALYSTS LLC, *et al.*,

15 Defendants.
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Case No. C17-48RSL

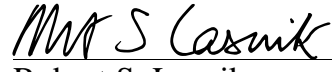
ORDER GRANTING
PLAINTIFFS' MOTIONS
FOR RECONSIDERATION

17 This matter comes before the Court on plaintiffs' motions for reconsideration. Dkt. ##
18 200, 201, 202. After the Court dismissed plaintiffs' claims against several defendants for lack of
19 personal jurisdiction, the Court determined that an amended complaint did not remedy the
20 jurisdictional defects and dismissed the claims "with prejudice." Dkt. # 186 at 3. Plaintiffs filed
21 the instant motions to reconsider that order on the limited ground that the dismissal should have
22 been without prejudice. The Court sought further briefing from the relevant defendants, and the
23 only defendant to respond does not oppose reconsideration of the Court's order. Dkt. # 216.

24 Motions for reconsideration are disfavored in this district, but will be granted upon "a
25 showing of manifest error." LCR 7(h)(1). As plaintiffs accurately point out, dismissal for lack of
26 personal jurisdiction is not a determination on a claim's merits. *Kendall v. Overseas Dev. Corp.*,
27 700 F.2d 536, 539 (9th Cir. 1983). Though the order used "dismissed with prejudice" as
28 shorthand, it should have stated that plaintiffs would not be granted further leave to amend.

1 For that reason, plaintiffs' motions for reconsideration, Dkt. ## 200, 201, 202, are
2 GRANTED, and the Court hereby clarifies that their claims should have been dismissed without
3 prejudice.
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5 DATED this 27th day of October, 2017.
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8 Robert S. Lasnik
9 United States District Judge
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